

Bowers & Ruddy Galleries, Inc.

6922 Hollywood Blvd., Suite 600, Los Angeles, California 90028
Telephone: (213) 466-4595, or toll free outside California (800) 421-4224
Telex: 69-1555 Photograde LSA



6 February 1979

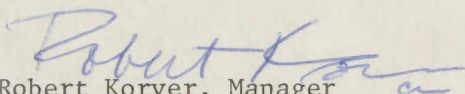
Mr. Eric Newman
6450 Cecil Avenue
Saint Louis, MO 63105

Dear Mr. Newman:

Enclosed please find some xerox copies of some of the correspondence involving Mr. Thomas Ruben and Mr. Joe Ferris in connection with counterfeit colonial coins.

Please let me know if I may be of some help to you.

Sincerely,


Robert Korver, Manager
Auction Department

Rk;cjm
Encs.

Western Rare Coins & Stamps

110 OMAHA MALL - WESTROADS

OMAHA, NEBRASKA 68114

Gunderson, Abrahamson & Borchers
Attn: Elizabeth Stuhrt Borchers
3932 N. 90th Street.
Omaha, Nebraska 68134

Dear Miss Borchers:

As per our phone conversation please find a copy of my invoice and a copy of the check issued to Mr. Joe Ferris in our agreement to purchase from Mr. Ferris his coin collection. As per our agreement I have attempted to have the collection certified as to authenticity and at present there is reasonable doubt as to whether the coins that we agreed to buy are genuine. Mr. Ferris was advised that there was some question as to whether our deal would consummate and was advised that the items were at A.N.A.C.S. and that no determination as yet had been made. At the present time the only violation of our agreement has been on Mr. Ferris's part with his attempt to cash the balance check of \$20,000.00 without authentication as per our original agreement. Your help in this matter will be greatly appreciated.

It seems strange that Mr. Ferris doesn't even seem to know the correct description of the items that he agreed to sell me as per your letter 11/28/78. If there are any further questions please feel free to contact me by phone.

Sincerely Yours,

Thomas L. Ruben
THOMAS L. RUBEN

Law Offices

Gunderson, Abrahamson & Borchers

Steven E. Gunderson
Bruce H. Abrahamson
Elizabeth Stuhlt Borchers

3932 N. 90th Street
Omaha, NE 68134
402-572-6880

November 28, 1978.

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Thomas L. Reuben
Western Rare Coins and Stamps
Westroads Shopping Center
110 Omaha Mall
Omaha, Nebraska 68114

RE: Joe Ferris Claim

Dear Mr. Reuben:

Please be advised that we have been retained by the above individual to collect from you the amount of \$20,000.00 pursuant to the sale to you of the following described coins:

Washington Born Virginian
Rosamericana
1723 Farling Deg. Rex
1723 Farling D. G. Rex
Washington Proof
N. E. Schilling
1723 Farling in Silver
Bar Cent

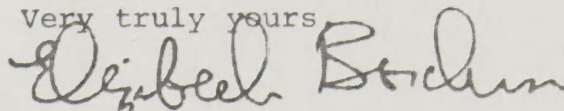
We are also requesting the amount of \$1,000.00 for attorney's fees, interest and expenses in Mr. Ferris' unsuccessful efforts to reacquire his property or have you honor your check for \$20,000.00 of May 16, 1978.

In the event that we do not have in our office within ten (10) days of the above date the property described above, or a cashier's check for \$21,000.00, we will file suit in the District Court of Douglas County and you will be required to pay additional attorney's fees, interest and Court costs. Be further advised that the Douglas County Attorney's Office has been contacted and will be looking into the matter of possible criminal charges for conversion in the event that this matter cannot be handled amicably.

Mr. Thomas L. Reuben
November 28, 1978.
Page Two

Thank you for your prompt attention and cooperation
in this matter.

Very truly yours

A handwritten signature in dark ink, appearing to read "Elizabeth Borchers". The signature is fluid and cursive, with the first name and last name clearly distinguishable.

Elizabeth Stuht Borchers
For the firm

ESB/cs



AMERICAN NUMISMATIC ASSOCIATION

CERTIFICATION SERVICE

818 N. Cascade
Colorado Springs, Co. 80903

December 28, 1978

Mr. T. L. Ruben
c/o Robert Korver
Bowers & Ruddy Galleries
Los Angeles, CA

RE: EF-2245 New England Shilling, Lot 2-Bowers & Ruddy Auction-withdrawn.
EF-2246 Rosa Americana 1722 ½ pence (farthing size), Lot 8-Bowers
& Ruddy Auction-withdrawn.
EF-2247 Wood's 1723 Farthing Die Gratia, Lot 13-Bowers & Ruddy
Auction-withdrawn.
EF-2248 Wood's 1723 Farthing D. G., Lot 14-Bowers & Ruddy Auction-
withdrawn.
EF-2249 Wood's 1723 Farthing in Silver, Lot 16- Bowers & Ruddy Auction-
withdrawn.
EF-2250 Bar Cent, Lot 62- Bowers & Ruddy Auction-withdrawn.
EF-2252 Washington Born Virginia, Lot 78-Bowers & Ruddy Auction-
withdrawn.

The Certification Service and our consultants that are specialists in United States Colonial Coinages have examined the above coins. It is the opinion of the staff and consultants that these coins would not be certified as original items. EF-2251, Washington and Independence restrike is not included in this report.

Sincerely,

John Hunter
ANA Certification Service

JH/mt

WESTERN RARE COIN & STAMP

110 Omaha Mall, Westroads

393-1080

163 Midlands Mall, C. B. Iowa

328-9790

Omaha, Nebraska 68114

DATE

4/28/78

Joe Ferris
 Ft. Niobraria Hotel
 Valentine, Nebr.

DETACH AND MAIL WITH YOUR CHECK.

YOUR CANCELLED CHECK IS YOUR RECEIPT.

The following coins are received for
 certification:

- 1 N.E. Shilling 1652 X.F
- 1 Rosa Americana 1722 FDC
- 1 Woods Hibernia 1723 1/4d D.G. Ref XF
- 1 Woods Hibernia 1723 Dei Gratia XF
- 1 Woods Silver Pattern 1723 FDC
- 1 Bar Cent 1785 XF
- 1 Washington 1783 Token Proof
- 1 Washington Born Virginia 1792 Medal Fine

With ANACS. papers we agree to pay a
 total of \$21,000.00 for above listed
 items with \$1,000.00 down and a balance
 of \$20,000.00 due at that time.

Rec'd by
 Thomas L. Ruhl

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PHOTOGRADE LSA

WJ INFOMASTER 4-032735E020 01/20/79
ICS IPMBNGZ CSP
ZCZC 7123289790 TDBN COUNCIL BLUFFS IA 108 01-20 0616P EST
TLX 691555 PHOTOGRADE LSA
BOWERS AND RUDY GALLERIES
6922 HOLLYWOOD BLVD SUITE 600
LOS ANGELES CA

BT

DEAR MR KORVER

AS PER YOUR PHONE CONVERSATION WITH MR THOMAS L RUBEN WESTERN RARE
COIN AND STAMPS 110 OMAHA MALL WESTROADS SHOPPING CENTER OMAHA
NEBRASKA YOU ARE HEREBY AUTHORIZED TO DELIVER THE BRANIGAN OPTION
CONSIGNMENT LOTS TO THE CLERK OF THE DISTRICT COURT RUDY J TESAR
DOUGLAS COUNTY 18TH AND FARNHAM STREET OMAHA NEBRASKA FOR DOCKET 752
NUMBER 69 JOE FERRIS PLAINTIFF VERSUS THOMAS L RUBEN D/B/A WESTERN
RARE COIN AND STAMPS TO BE HELD PENDING TRIAL BEFORE DISTRICT COURT
JUDGE THEODORE RICHLING. A FOLLOWUP LETTER WILL BE SENT FROM THIS
OFFICE CONFIRMING TELEX

CHARLES MILLER, ATTORNEY AT LAW 16 WEST 5 ST BOX 477 ATLANTIC
IA 50022

NNNN

1819 EST

•
PHOTOGRADE LSA

22 January 1979

Mr. Rudy J. Tesar
Clerk of the Court
District Court,
Douglas County
Eighteenth & Farnham
Omaha, Nebraska 50022

Dear Mr. Tesar:

This letter is in confirmation of our telephone conversation of January 22, 1979 concerning Ferris vs. Ruben, Docket 752, #69. The coins, which have been the subject of a court order for presentation, are currently in the hands of the American Numismatic Certification Service (818 North Cascade, Colorado Springs, CO 80903). They have been directed to return the said coins to my attention, and I will forward them to you immediately upon receipt by registered, special delivery mail. Hopefully, they will arrive in time to avoid any problems with contempt citation. They will be sent to your attention at this same address as this letter. Thank you again for your courtesy, and if you have any further questions, do not hesitate to contact my office.

Sincerely,

Robert Korver, Manager
Auction Department

RK:cjm

Charles E. Miller
Attorney at Law

Telephone 712-243-2488

16 West 5th Street
P.O. Box 477
Atlantic, Iowa 50022

January 22, 1979

Bowers & Ruddy Galleries
Attention: Robert Kower
6922 Hollywood Blvd.
Suite 600
Los Angeles, California 90028

Dear Mr. Kower:

This letter is to confirm my Telex sent to you on January 20, 1979 at the above address, using Telex 69-1555 Photograde LSA, using the following text:

As per your phone conversation with Mr. Thomas L. Ruben, Western Rare Coin and Stamp, 110 Omaha Mall, Westroads, Omaha, Nebraska 68144. You are hereby authorized to deliver the Branigan Auction consignment lets to the Clerk of District Court, Rudy J. Texas, Douglas County, 18th & Farnam Street, Omaha, Nebraska for docket 752 #69 Joe Ferris, Plaintiff vs. Thomas L. Ruben, d/b/a Western Rare Coins & Stamps, Defendant, to be hld pending trial before District Court Judge, Theodore Richling. A followup letter will be sent January 22, 1979 from this office confirming Telex. Charles E. Miller, Attorney At Law 16 West 5th Street, Atlantic, Iowa 50022.

This letter will confirm the above Telex sent January 20, 1979. Your prompt attention to the matter is solicited.

Sincerely yours,

Charles E. Miller

Charles E. Miller
Iowa Attorney for Thomas L. Ruben
d/b/a Western Rare Coins & Stamps

CEM/mm

■ January 1979

Mr. Charles E. Miller
16 West 5th Street
Atlantic, Iowa 50022

Dear Mr. Miller:

I am in receipt of both your telex and your written letter confirming the telex emission. As per your telex, the coins from the Branigan auction consignments were indeed sent to Mr. Rudy Tesar, Clerk of the Douglas County Court, on 25 January 1979 by Federal Express. I hope they have arrived in sufficient time for the trial.

If you have need of further information, please do not hesitate to call me.

Sincerely,

Robert Korver, Manager
Auction Department

RK;cjm

Western Rare Coins & Stamps

110 OMAHA MALL - WESTROADS
OMAHA, NEBRASKA 68114

21 Dec '78

Bowers & Ruddy Galleries, Inc.
Attn: Robert Korver, Manager
Auction Dpt.
6922 Hollywood Blvd.
Suite 600
Los Angeles, California 90028

Dear Bob,

It was nice talking to you the other day on the phone about the Colonials. Enclosed please find a copy of the current correspondence that I have from Mr. Ferris's attorney. As this is about to go to court I would appreciate a letter from you substantiateing the coins as being counterfeit or reproductions. Any correspondence that you have had from A.N.A.C.S. would be appreciated as I will need it for my attorney.

Your help in this matter will be greatly appreciated and if there is anything else I can do please advise or give me a call collect any-time during office hours.

Sincerely Yours,

Thomas L. Ruben

THOMAS L. RUBEN

27 December 1978

Mr. Thomas L. Ruben
Western Rate Coins & Stamps
110 Omaha Mall - Westwoods
Omaha, Nebraska 68114

Dear Tom,

I have received your last letter concerning the Ferris coins. I am sorry to see that he is going ahead with his ~~sivil~~ law suit. I have talked to John Hunter at ANACS and he will be sending ~~me~~ (or has already sent by the time this letter reaches you) a letter stating the findings of ANACS regarding the coins. As soon as we receive it, I will forward the original to you. There is still some concern by ANACS regarding the disposition of the physical specimens. They will ~~probably~~ be returning them to us shortly, but have requested that we turn them over to the Secret Service if at all possible. Please let me know your thoughts on this. If it would be absolutely imperative for you to have them, at the time of the trial (for legal reasons), perhaps you could notify the Treasury Department to seize them after their trial ~~use~~ was over. At any rate, we would like to get them off the streets.

Sincerely,

Robert Korver, Manager
Auction Department

RK:cjm

25 January 1979

Mr. Rudy Tesar
Clerk of the Court
Douglas County
18th And Farnham Sts.
Omaha, NB 50022

Dear Mr. Tesar:

Enclosed please find the coins for the trial, docket #752, #69, Joe Ferris plaintiff versus Thomas L. Ruben D/B/A Western Rare Coin and Stamps. I hope that these coins will arrive in time for the trial. We just received them this moment.

Sincerely,

Robert Korver, Manager
Auction Department

RK:cjm

Encs.: 1783 Washington Head Cent; lot 75; lot 13, 1723 Hybernian Farthing; lot 14, 1723 Hybernian Farthing D.G. REX; lot 8, 1722 Rosa Americana 1/2 Penny; lot 2, (1652) New England 5 Shilling; lot 16, 1723 Hybernian Farthing, struck in silver; lot 62, (1785) Bar cent; lot 78, (1892) Washington Cent, Washington born Virginia, obverse.

Bowers & Ruddy Galleries, Inc.

6922 Hollywood Blvd., Suite 600, Los Angeles, California 90028
Telephone: (213) 466-4595, or toll free outside California (800) 421-4224
Telex: 69-1555 Photograde LSA



12 February 1979

Mr. Eric Newman
6450 Cecil Avenue
Saint Louis, MO 63105

Dear Mr. Newman:

It was certainly a pleasure to speak with you the other day. In accordance with our conversation, I have informed Coin World and Numismatic News of the problem, and I am sure that they have already contacted you.

In one of our earlier discussions, I mentioned my feelings about the ANS. If the opportunity should ever arise, I would be sincerely pleased to have you sponsor me as a member of an appropriate committee. I would be pleased to contribute to the hobby and the ANS in that fashion.

Thank you again for your many courtesies.

Sincerely,

Robert Korver, Manager
Auction Department

RK:cjm

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis 5, Missouri

February 19, 1979

Mr. Robert Korver, Manager
Auction Department
BOWERS & RUDDY GALLERIES, INC.
6922 Hollywood Blvd., Suite 600
Los Angeles, CA 90028

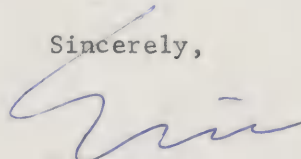
Dear Bob:

Thank you for sending me some of the documents in the Ruben matter. I have just received a copy of the court papers as they now exist from the Omaha attorney for Mr. Ruben. It seems that Mr. Ruben submitted the pieces to you for auction before having them authenticated and is very fortunate that you submitted them for authentication. You apparently complied with his contract without knowing it.

Since you apparently do not feel at this time that you would like to send me a copy of the contract Ruben signed with you, perhaps you can send me your standard contract which I understand is what he signed.

My kindest personal regards.

Sincerely,



Eric P. Newman

jah

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis 5, Missouri

February 21, 1979

Mr. Thomas Young
203 Boston Mall
Westroads Shopping Center
Omaha, Nebraska 68114

Re: Ferris v. Ruben

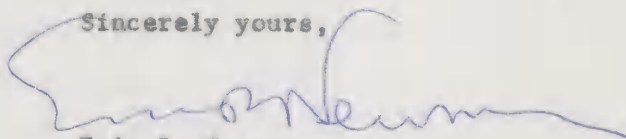
Dear Mr. Young:

Thank you for sending us copies of the court papers in this matter. If you would be nice enough to send us any additional matters of record, that would be appreciated.

As I told you, both coin newspapers are aware of the matter and publicity may be forthcoming.

Needless to say I was very amazed after I read the allegations.

Sincerely yours,



Eric P. Newman

jah

Bowers & Ruddy Galleries, Inc.

6922 Hollywood Blvd., Suite 600, Los Angeles, California 90028
Telephone: (213) 466-4595, or toll free outside California (800) 421-4224
Telex: 69-1555 Photograde LSA



26 February 1979

Mr. Eric Newman
6450 Cecil Avenue
St. Louis, Missouri

Dear Mr. Newman:

Thank you for your recent letter. Unfortunately, I cannot send your a copy of the agreement signed by Mr. Ruben, but enclosed is the same agreement that we send out to our consignors. Normally the commission rate is 20% for a highly valued consignment.

If I can be of further service to you, please contact me.

Sincerely,

Connie Moffatt

Connie Moffatt
Assistant to Bob Korver

Bowers & Ruddy Galleries, Inc.

6922 Hollywood Blvd., Suite 600, Los Angeles, California 90028
Telephone: (213) 466-4595, or toll free outside California (800) 421-4224
Telex: 69-1555 Photograde LSA

Auction Dept. Manager:
Robert Korver



AUCTION CONSIGNMENT AGREEMENT

Bowers and Ruddy Galleries, Inc. agrees to act as your agent for the sale of rare coins, numismatic properties, and related material as per the following terms and conditions:

Commission to be charged: _____ % of the total price realized. This commission covers all costs including catalogue preparation, listing and description of the various lots, photography (of particularly important pieces), and other normal operations. We reserve the right to catalogue, grade, photograph and classify all items as we see fit, reserve the right to group the coins as we see fit and to present them in the order we see fit, reserve the right to reject and/or withhold from auction any consignment or consigned coin or coins or materials, in whole or in part, which we deem unsuitable or unacceptable for auction, reserve the right to return such consignment, in whole or in part to Consignor, and Consignor understands and agrees that we assume no liability and shall not be liable to Consignor by reason of our cataloguing, grading, classification, grouping, or by reason of the rejection and/or return of consignment in whole or in part, or refusal or failure to include in auction.

Consignor warrants and represents as follows that he is the sole owner of all consigned coins, that all consigned coins are legally held by him, that said coins are not subject to any liens or encumbrances or claims of third parties, that no financing statements or security agreements affecting said coins under any Uniform Commercial Code in any State or otherwise have been filed or executed, and that all consigned coins are genuine. In the event any claims or conflicting claims, demands or causes or action are made or filed against Bowers and Ruddy Galleries, Inc., in connection herewith, the Consignor agrees to and shall forthwith defend, hold harmless, and indemnify Bowers and Ruddy Galleries, Inc. from any and all loss and damages sustained thereby, including attorneys' fees and court costs.

Coins or materials accepted are for our auction sale to be held on or about _____

If you place a reserve or protective bid on any lot or lots we will charge you, and you hereby agree to pay, our regular commission based upon the reserve bid set, if your reserve bid is not exceeded by other bids received. When material is consigned to us for sale, it is not to be withdrawn by Consignor for any reason whatsoever. We cannot and do not guarantee and make no indications, representations, nor warranties, express or implied, of what your consignment or individual coins or materials will realize. The amount of any advance extended to Consignor, if any, does not and shall not constitute a guarantee, representation, or warranty of the eventual net proceeds.

Our sale catalogues will be sent to our mailing list of thousands of active buyers—a selected list of buyers who have done business with Bowers and Ruddy Galleries, Inc. in the past. In addition, the catalogues will be sent to those who order them as a result of our sale advertising and publicity. All items will be sold in accordance with the terms of sale published in the catalogue.

As a consignor you will receive a catalogue and a printed price-realized list free of charge.

Accounts for all material sold at the sale and paid for will be settled with you promptly 45 days after the sale.

The parties agree that this Agreement shall be construed in accordance with the laws of the State of California as if this Agreement was entered into and wholly to be performed within the State of California. Any controversy or claim arising out of or relating to this Agreement shall be settled by binding arbitration in Los Angeles, California, in accordance with the rules of the American Arbitration Association, and judgment upon the award rendered by the arbitrator(s) may be entered in any court having jurisdiction thereof.

All parties hereby agree to the terms and conditions of the Auction Consignment Agreement; this agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, successors and assigns.

Consignor _____

Date _____

For Bowers and Ruddy Galleries, Inc. _____

Date _____

Notice to consignor: Keep one copy for your files. Sign and return one copy to us. Thank you.

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis 5, Missouri

March 16, 1979

Coin World
P. O. Box 150
Sidney, Ohio 45365

Numismatic News
Iola, Wisconsin 54945

Re: Ferris vs. Ruben

Gentlemen:

Each of you have asked for data on the above litigation which involves unmarked coin forgeries.

We are enclosing copies of the complaint with its three exhibits as well as the order for possession of the coins. These are public court files. No publicity on the suit has as yet been given to my knowledge.

There will be an article of mine in the April 1979 Numismatist about these pieces and other forgery matters. It will be entitled SUPERB COIN FORGERIES ARE UPON US. I am enclosing a few passages from the article relating to the pieces involved in the above litigation. The suit will be mentioned by the editor in one sentence, but without name.

The coins are in the possession of the clerk of the court. There has been no action on the case as yet.

We call your particular attention to the strange difference in the position of the plaintiff from the content of the receipt signed by the defendant and attached to plaintiff's pleading.

We are sending pictures of one of the forgeries to each of you, each of you receiving a different picture. The pictures are made by ANACS.

Because I may be a witness in the suit I hope you will leave my name out of any news story you write unless in connection with the article in the April Numismatist.

I will be glad to try to answer any appropriate questions which you wish to ask after reading the enclosed. We think the story will be of interest as it is unusually weird and novel and some interesting facts should evolve.

We would like a few extra printed copies of anything you publish.

Sincerely,

Eric P. Newman

March 16, 1979

Make
8 ~~large~~ 4x10 envelopes
for
each letter

Coin World (Attn Margo Russell)
Numismatic News (Attn Arnold Jeffcoat)
Ferris vs Ruben

Gentlemen:

Each of you have asked for data on the above
~~the~~ litigation which involves ^{unimpaired} ~~the~~ coin forgeries.
~~We are~~ ^{we are} enclosing ^{copies of} the complaint with its three exhibits
as well as ~~the order for possession of the coins~~ ^{the order for possession of the coins}. These are
public ~~court files~~ ^{court files}. No publicity on the suit has as yet been given to my

There will be an article of mine in the April 1979 ^{Numismatist} about these ~~pieces~~ ^{pieces} and other ~~forgeries~~ ^{forgeries} matters. It will be entitled
SUPERB COIN FORGERIES ARE UPON US. I am
enclosing a few passages from the article relating
to the pieces involved in the ^{above} litigation. The suit will be ~~mentioned~~ ^{mentioned}
by the editor ~~in one sentence~~ ^{in one sentence}, but without names.

The coins are in the possession of the clerk of the court.
There has been no action on the case as yet.

We ~~call~~ ^{call} your particular attention to the ~~difference~~ ^{difference}
in the position of the plaintiff ~~from~~ ^{from} the ~~receipt~~ ^{content of the} signed
by the defendant ~~and attached to plaintiff's pleading~~.
If ~~we are~~ ^{we are} sending pictures of one of the forgeries to each
of you, ~~each of you receiving a different~~ ^{each of you receiving a different}
picture. The pictures are made by ANACS.
Because I may be a witness in the suit, ~~any news story~~ ^{any news story}
I hope you will leave my name out of ~~the article~~ ^{the article}
you write unless ~~you write the article in the April~~ ^{you write the article in the April}
Numismatist. ~~I try to~~ ^{I try to} ~~write the~~ ^{write the} appropriate

I will be glad to answer any ~~questions~~ ^{questions}
which you ~~ask~~ ^{ask} ~~after reading the enclosed~~ ^{after reading the enclosed}.
~~we think the story~~ ^{we think the story} ~~will be of interest as it is~~ ^{will be of interest as it is} ~~unusually~~ ^{unusually} ~~weird and novel and~~ ^{weird and novel and} ~~some interesting~~ ^{some interesting}
facts should evolve.

~~Stop~~ ^{Stop} ~~printed~~ ^{printed} ~~a few extra copies of anything you~~ ^{a few extra copies of anything you}
publish.

Sincerely,



AMERICAN NUMISMATIC ASSOCIATION

Chartered by Congress

VIRGIL HANCOCK

GOVERNOR AND IMMEDIATE PAST PRESIDENT
BOX 936, BELLAIRE, TEXAS 77401

Sunday aft...3/18/'79

Good Afternoon, Eric -

Re Ferris v. Ruben, I wouldn't've believed it if I hadn't read it!!!

That case, I assume, already has been tossed out of court.

But, in view of some decisions of our black-robed gentry, though, I wouldn't have been surprised if some judge might have ruled that Collector Ruben had been collecting for 99 years, thus was experienced, thus had contracted to buy the junk "as is."

Some ten years ago, in Miami, Dealer Sid Smith had a narrow escape when the judge stated that Sid had been a dealer for 25 years, thus was presumed to know that the coin Sid bought was counterfeit, but then the judge did order the seller to return to Sid Sid's \$1,100 or whatever was the price Sid had paid a Miami collector for the gold coin.

Have been so busy, seven days and half the nights a week, that I don't recall whether or not I wrote you re the Secret Service, the Postal Inspector, and the FBI currently breaking up a fantastically huge nationwide loosely knit consortium of numismatic crooks, the ten arrested in Long Beach seven weeks ago being less than half the crooks involved. Some of that Long Beach Ten had been under surveillance since they'd left the East for California.

The "bust" started two years ago when I began to get pleas for help by collectors . . . suckers for a seduced price . . . who'd been had by Hap Seiders, who operated under five different "company" names in the Harrisburg, PA, area.

With the enthusiastic help of the Postal Inspector in Harrisburg, he built a case which the US Attorney was ready to go into federal course for a stop on Seider's mail . . . but then Carter fired the US attorney in Philadelphia and the staff in Harrisburg began resigning to make other career connections.

Finally, when the new Democratic regime was appointed for Harrisburg, the new US attorney was gung-ho to take Seiders before the judge. That was one year ago. About August or July last year, it suddenly dawned on me that I'd heard nothing further from Harrisburg. So, I 'phoned Harrisburg to learn what had happened. The answer was brief, "We had to put that case on the shelf because of Congressional pressure." And that's when I hit the ceiling!

After I appealed to US Attorney General Bell, and got help from our Texas Democratic senator, the Harrisburg US Attorney took the case off the shelf. Then, like 10-pins, the case grew and grew and grew. Seiders agreed to plead "Guilty" and in return furnished the names of several of the "numismatic mafia" . . . and each name then supplied the government lads with additional names. Three weeks ago they flew to Orlando area, Florida, confiscated some 200 added mintmark coins, and all the crook's equipment, and reported to me that the fellow had been in business of adding mintmarks, gold, silver, copper, for 15 years.

According to the Harrisburg Assistant US Attorney, a fellow in New York has sold 95,000 . . . count 'em . . . 95,000 USA Lincoln cents, 1909-S VDB, die-struck on counterfeit dies. Of course, I assume that the coin dealers who bought so many 1909-S VDB cents at one time, never suspected that the coins in such volume were counterfeit. Baloney!

The Harrisburg US Attorney wants to make one huge splash in publicity after they'll have completed their cases against the mob, asked that we not print anything until he'll have made his splash.

On the gloomy side, one M.D. collector in Michigan was "taken" for some \$30,000 by Seiders, overgraded coins sold as "Ch BU." The Medico sued in Harrisburg court. The doctor retained one of Harrisburg's top firms in the Blackstone business. The case went to a jury trial. After two days, Seiders offered to repay the \$30,000 if the doctor would withdraw the suit. The doctor feeling he had the case won, insisted on damages. The jury found that, while the coins were not "Ch BU" yet there wasn't enough difference to matter, and found in favor of Defendant Seiders.

Seiders had retained the best criminal lawyer in Harrisburg, and one of the partners handled the case. The doctor's law firm, by contrast, put one of their young attorneys on the case, who really didn't know which end was up.

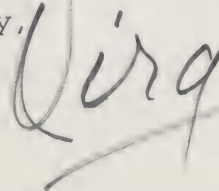
And there comes . . . to my mind . . . a question of legal ethics. A young attorney undoubtedly never will become a good trial attorney unless he gets courtroom experience. Yet, does not a law firm undertake to defend its client's interest to the very best of that firm's ability? Me, I dunno!

Excuse the rambling, Eric, but I thought you might be interested to learn the extent of the crime in the coin collecting hobby.

It's big biz!

As always, my most cordial regards to the one and only Eric Newman!

Sincerely,

A handwritten signature in dark ink, appearing to read "Virg", with a long horizontal line extending to the right.

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis 5, Missouri

March 20, 1979

Mr. David Sonderman
Box 1070
New Haven, Connecticut 06504

Dear David:

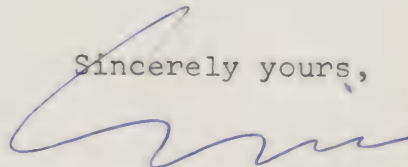
I cannot miss the opportunity to comment on the fact that your recent list of Early American Paper Money and Coins is outstanding in its informative content and its analysis of the significance of the pieces offered.

Incidentally, if you want to send me the 1787 new variety which you list as 17-87E, I will be glad to look it over and consider it.

Dick Picker was nice enough to tell me that you reviewed the Colonial forgeries sent to ANACS for authentication and very shortly I believe the Numismatic Press will give information on the lawsuit concerning them. This lawsuit in Nebraska is the most weird one I could imagine. I will have an article in the April, 1979 Numismatist on the forgeries and I believe it might be helpful if we discuss this matter over the telephone at a convenient time. I have deliberately avoided this specific method by which the pieces are made.

I cannot write you without mentioning again my thanks for your work in connection with the recovery of the coins taken in the ANS robbery.

Sincerely yours,



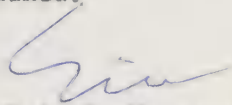
Eric P. Newman

jah

April 10, 1979

Mr. Thomas Young
203 Boston Mall
Westroads Shopping Center
Omaha, Nebraska 68114

Enclosed is a photocopy of the article
about which we talked.

A handwritten signature in blue ink, appearing to read "Eric P. Newman", is written over the typed name.

Eric P. Newman

jah
Encl.

From the desk of
ERIC P. NEWMAN

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis, Missouri 63105

June 7, 1979

Mr. Jeff Heathcoat
Numismatic News
Iola, WI 54945

Dear Jeff:

On March 16, 1979 we sent you some detailed information concerning the pending suit of Ferris vs. Ruben. I did this because you had previously requested the information.

I have not seen anything which you published on the matter and merely would like to know whether I missed it or whether there was some other reason for not including it.

We look forward to hearing from you at your earliest convenience.

Sincerely,



Eric P. Newman

jah

Bowers & Ruddy Galleries, Inc.

6922 Hollywood Blvd., Suite 600, Los Angeles, California 90028
Telephone: (213) 466-4595, or toll free outside California (800) 421-4224
Telex: 69-1555 Photograde LSA



June 14, 1979

Mr. Eric P. Newman
6450 Cecil Avenue
St. Louis, Missouri 63105

Dear Eric,

Thank you for your letter of June 8 with regard to the lawsuit of Ferris vs. Ruben. I have written today to Virgil Hancock and have enclosed a copy of your letter. A copy of my present letter to Virgil is enclosed herewith. Also I have sent copies of the correspondence to the present ANA President, Grover Criswell, the future ANA President, George Hatie, and the Executive Secretary, Ed Rochette. In this way, hopefully, the situation will be put on the agenda for discussion by either the present ANA Board or the new one. As I am not presently a member of the Board, I have asked Virgil Hancock if he will initiate the situation.

I agree with you that the matter is exceedingly important and certainly merits ANA's participation.

Sincerely,

Q. David Bowers

QDB/eg

CC: Mr. Virgil Hancock
Mr. George Hatie
Mr. Grover Criswell
Mr. Ed Rochette

Bowers & Ruddy Galleries, Inc.

6922 Hollywood Blvd., Suite 600, Los Angeles, California 90028
Telephone: (213) 466-4595, or toll free outside California (800) 421-4224
Telex: 69-1555 Photograde LSA



June 14, 1979

Mr. Virgil Hancock
Box 936
Bellaire, Texas 77401

Dear Virgil,

I am enclosing herewith a letter dated June 8, 1979, from Eric P. Newman. I do not know how familiar you are with the lawsuit of Ferris vs. Ruben; some of what I am telling you may be redundant. Briefly, the situation is as follows: in the spring of 1978 Ruben, a Nebraska coin dealer, submitted a consignment of coins to our firm for inclusion in the ANA auction, which was subsequently held last August. The group of more than a half dozen coins, comprising pieces in the colonial and Washington series, was represented as being genuine by Ruben. A signed statement to this effect was furnished us by him (part of our auction contract).

The pieces, which resembled originals very closely, were subsequently questioned by Eric P. Newman and several others. Working through the American Numismatic Association Certification Service (ANACS) the coins were sent for inspection to Eric P. Newman, Richard Picker, and possibly others. At the same time I had a chance to study them carefully (earlier they had been examined by other people on our staff) and also concluded that they were questionable. The pieces were withdrawn from sale.

Around that time one Mr. Ferris, of Valentine, Nebraska, telephoned me and made a number of threats, used profanity, and was otherwise abusive. I was told in no uncertain terms that if our firm did not return the coins to him (Ferris) there would be trouble. I informed Ferris that our deal was with Ruben, not with Ferris (who was a stranger to me), and that the coins were in the hands of the ANACS for checking. I believe around the same time Mr. Ferris communicated with John Hunter of ANACS.

While I am not familiar with the depositions taken so far in the lawsuit between Ferris and Ruben, I believe that the situation is that Ferris sold Ruben the coins or gave the pieces to Ruben on consignment, receiving in exchange from Ruben a sizeable check amounting to five figures. Ruben told me that he considered the coins genuine, and, upon learning they were questioned, stopped payment on the check to Ruben (the check may have been postdated, I am not sure). Ferris subsequently alleged that the coins were indeed forgeries and that they were sold to Ruben as being forgeries with Ruben's knowledge and that the

Mr. Hancock

Page 2

money was due him. This is the basis of the present lawsuit. As noted, I am not completely sure of all of the intricacies, but this is the basic framework.

The coins in question are not from the federal series so do not fall under United States counterfeiting laws. Also apparently involved in the situation, perhaps as the manufacturer of the pieces, is a man from northern California whose name was earlier linked with 1877, 1909-S Indian, 1909-VDB, and 1914-D cents believed to have been forgeries. This particular person is the one referred to in Eric P. Newman's letter of June 8th as "the party who endorsed the Joe Ferris check in Oakland, California, and also the party who sold similar coins to Mr. Anton. Apparently the coins sold to Anton were sold as forgeries at a very low price (in relation to the amount of money which apparently was to have changed hands in the Ferris vs. Ruben situation).

"Bad money drives out the good," Gresham's Law states. In a narrower sense, this is also true with coins gathered by collectors. The integrity of any numismatic series, whether it be United States colonials, regular United States issues, or coins of ancient Greece, can only be maintained by recognizing counterfeits and, wherever possible, putting an end to the production of pieces which are so deceptive that even leading experts are sometimes deceived by them. The questioned coins are so cleverly done that I would estimate that 99% of any group of dealers or collectors shown the pieces would find several of them, at least, to be genuine unless they were informed of the situation beforehand.

I agree with Eric Newman that this represents an excellent opportunity for the ANA to participate in an activity which would strengthen the future of numismatics and which would be central to the purpose of the organization.

I hereby request you, Virgil, as a member of the present ANA Board and as a numismatist who has been extremely active in the pursuit in suspected counterfeits before, to bring this before the ANA Board and to follow it through with appropriate action. Supportive data can be obtained from Eric P. Newman, ANACS, and the court records.

If I can help in any other way I am at the service of you and the ANA.

Sincerely yours,

Q. David Bowers
ANA LM-336

QDB:eg

CC: Mr. George Hatie
Mr. Grover Criswell
Mr. Ed Rochette
Mr. Eric P. Newman

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis, Missouri 63105


June 19, 1979

Mr. Arnold Jeffcoat
Numismatic News
Iola, WI 54945

Dear Mr. Jeffcoat:

In my prior letters to you I gave you the wrong name.
That was because a fellow by the name of Heathcoat was so nice to
me many years ago. I am sure I am not the first one to garble your
name.

Sincerely,



Eric P Newman

jah

June 21, 1979

Mr. Dave Bowers
Bowers & Ruddy Galleries, Inc.
6922 Hollywood Blvd., Suite 600
Los Angeles, CA 90028

Dear Dave:

Thank you for the copies of the correspondence in reference to the lawsuit of Ferris vs. Ruben.

I have taken the liberty of making copies of this correspondence and forwarding it to our own legal counsel, Dick Dysterberg.

I will keep you posted on his suggestions and recommendations.

Sincerely,

EDWARD C. ROCHETTE

ECR:pal

cc: Mr. Eric P. Newman 

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis, Missouri 63105

August 9, 1979

Mr. Edward Rochette
American Numismatic Association
P. O. Box 2366
Colorado Springs, CO 80901

Dear Ed:

I am urging the Board of Directors of the ANA to make some money available to enable a deposition or two to be taken in the case of Ferriss vs. Ruben which is pending in Omaha.

This case, as you know, involves forgeries of coins which were submitted to ANACS after having been put in a Bowers & Ruddy auction. We even found the original from which one of the forgeries was made. There is a possibility of finding the source of these forgeries and Dave Bowers is fully familiar with the background in the matter. Mr. Ferriss knows where he got the coins and says that he sold them to Mr. Ruben as reproductions. There is also another person who is tied into the source of the coins and whose name is available.

In my opinion it would be a disaster if this case was settled or dismissed without these depositions being taken. I believe ANA should put up a modest amount of money to have these depositions taken because ANACS is involved, ANACS may get back the forgeries and numismatics in general may be greatly helped by the discovery of the source of these pieces. I believe Dave Bowers agrees with me and I think it is something ANA should do and be very proud of doing.

My kindest regards,



Eric P. Newman

jah

cc: Mr. Q. David Bowers

Bowers & Ruddy Galleries, Inc.

6922 Hollywood Blvd., Suite 600, Los Angeles, California 90028
Telephone: (213) 466-4595, or toll free outside California (800) 421-4224
Telex: 69-1555 Photograde LSA



August 14, 1979

George Hatie
400 Renaissance Center
Suite 1900
Detroit, MI 48243

Dear George:

I am enclosing herewith a copy of a copy (which may explain the lack of clarity) of a letter a received today from Eric Newman as addressed to Ed Rochette.

Let me say at the outset that we have no financial interest of any kind in any action the ANA board may or may not take. The situation, stated briefly, is that a midwest coin dealer consigned a group of colonial and early American coins to our 1978 ANA auction. These were consigned "at the last minute", so to speak, and were not checked as carefully as they should have been. The consignor gave us a signed statement that the pieces were genuine and also that he held correct title to them.

Upon subsequently studying the coins we withdrew several from the ANA auction sale. The coins were shown to others, and, coin by coin, the suspicion grew that they may be forgeries. Of the pieces, some were so sophisticated that even experts differed. The coins were subsequently all withdrawn from the ANA sale as we did not want to offer coins which had even the slightest cloud of suspicion.

Mainly through the efforts of Eric P. Newman it was found that the midwest dealer had in turn obtained the coins from a private party in Nebraska. The private party is now maintaining, I believe, that the coins were indeed sold as forgeries and were represented as such (I am not completely sure on this subject, but Eric P. Newman could provide the correct information). The midwest dealer, I imagine, is taking the position that he did not know they were forgeries; at least he signed a statement with us saying they were genuine.

If these were run of the mill castings or crude copies there would be no problem, but here we have apparently a very sophisticated type of counterfeit which may be victimizing many others throughout the United States. Certainly

George Hatie

Page Two

if colonial experts could not agree whether or not certain pieces are forgeries
- and only after very careful examination were they determined to be forgeries
- the average dealer or collector could not tell.

Eric Newman and I both suspect that this is not a case of a few casual forgeries being made and that is the end of it. Rather, we believe that a large scale situation involving much money may be going on. As Eric mentions in his letter, with the backing of the American Numismatic Association it may be possible to render a service to all of numismatics and to expose those involved. If legal remedies are available to stop the counterfeiting, then we can do this. I am sure that Eric would help in any way that he could, and you can be sure that I will do the same.

If the idea is appealing to you, you should telephone Eric Newman and learn what the next step would be.

Best wishes,

Q. David Bowers

QDB:JH

CC: Ed Rochette
Eric Newman

Bowers & Ruddy Galleries, Inc.

6922 Hollywood Blvd., Suite 600, Los Angeles, California 90028
Telephone: (213) 466-4595, or toll free outside California (800) 421-4224
Telex: 69-1555 Photograde LSA



September 14, 1979

Mr. George Hatie
ANA
400 Renaissance Center
Suite 1900
Detroit, MI 48243

Dear George:

As per a telephone conversation the other day with Eric Newman, he is willing to send you information concerning the Ruben law suit (involving suspected counterfeit coins, etc.) if you will give him the go-ahead. Eric's address is: 6450 Cecil Avenue, St. Louis, MO 63105. If you will send him a note he will take it from there.

Best wishes,

Q. David Bowers

QDB:JH

CC: Eric Newman

*Law Office of
Thomas J. Young*

6910 PACIFIC STREET, SUITE 320
OMAHA, NEBRASKA 68106
402/553-3535

February 29, 1980

Mr. Eric P. Newman
P.O. Box 14020
St. Louis, Missouri 63178

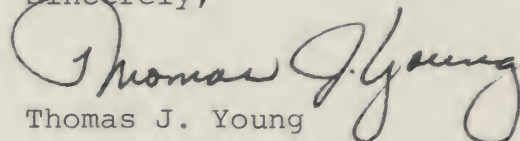
Re: Ferris v. Ruben

Dear Mr. Newman:

Transmitted herewith is a copy of the Answer and Counterclaim which I filed on behalf of Mr. Ruben in the above-referenced matter.

If I can be of further assistance, feel free to contact me at your convenience.

Sincerely,


Thomas J. Young

TJY/d1

Encl.

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

JOE FERRIS,)	DOC. 752	Page 69
)		
Plaintiff,)		
)		
vs.)	<u>ANSWER and COUNTERCLAIM</u>	
)		
THOMAS L. RUBEN, d/b/a)		
WESTERN RARE COINS & STAMPS,)		
)		
Defendant.)		

COMES NOW the Defendant, Thomas L. Ruben, d/b/a Western Rare
Couns & Stamp, and in answer to the Petition of the Plaintiff
states and alleges as follows:

I.

That the Defendant admits the allegations contained in
Paragraphs I and II of the Plaintiff's Petition.

II.

That the Defendant denies the allegations contained in
Paragraphs IV, V and VI of the Plaintiff's Petition.

III.

That the Defendant admits the allegations contained in
Paragraph III that on or about the 28th day of April, 1978,
the parties hereto entered into an agreement to purchase
certain coins subject to Certification by A.N.A.C.S. but denies
that there was any agreement between the parties to purchase
"replicas" or forgeries but rather alleges the agreement was to
purchase "original" coins.

IV.

That the Defendant, further answering and in the nature of
a counterclaim herein, states and alleges that the Plaintiff
represented to the Defendant that the coins listed in Plaintiff's
Paragraph II were original coins and not replicas or forgeries
and that said representation was in fact false and Plaintiff
had knowledge or should have known that such representation was
false.

V.

That the Defendant was mislead by the above referenced state-
ments and representations of the Plaintiff and Defendant, in

believing the statements of the Plaintiff to be true, agreed to purchase certain "original" coins for the sum of Twenty one Thousand Dollars. That the Plaintiff's false representations of existing fact were material to contract between the parties.

VI.

That the Defendant did pay to the Plaintiff One Thousand Dollars (\$1,000.00) of the purchase price of the above referenced goods and that by reason of the Plaintiffs fraud in the inducement of the execution of the contract between the parties the Defendant has been injured and damaged in the sum of One Thousand Dollars.

WHEREFORE, the Defendant pray that Plaintiff's Petition be dismissed and that Defendant have judgment against the Plaintiff on his counterclaim in the sum of One Thousand Dollars and his costs expended herein.

THOMAS L. RUBEN, d/b/a WESTERN
RARE COIN & STAMP, Defendant

THOMAS J. YOUNG
Attorney at Law
YOUNG & PHETTEPLACE
203 Boston Mall
Omaha, Nebraska 68114
(402) 393-7373

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Answer and Counterclaim was mailed to Plaintiff's Attorney, Elizabeth S. Borchert, 3932 North 90th Street, Omaha, Nebraska 68134, by United States Mail, first-class, postage prepaid, this ____ day of July, 1979.

Thomas J. Young

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis, Missouri 63105

March 20, 1980

Mr. Aubrey E. Bebee, President
Bebee's, Inc.
4514 No. 30th St.
Omaha, NE 68111

Dear Aubrey:

Just a note to thank you for your willingness to contact Thomas L. Ruben of Western Rare Coin to ask him if he will cooperate with the A.N.A. by taking the deposition of Joe Ferris in the pending lawsuit between them in the District Court of Douglas County, Nebraska. The A.N.A. has created a fund to pay for the cost of this deposition. You can assure Mr. Ruben that the A.N.A. is interested in the facts as to the origin of the coins and has no desire to take sides in the difficulty. The attorney for Ruben is Thomas J. Young, 6910 Pacific Street, Suite 320, Omaha, Nebraska 68106, telephone 553-3535. Mr. Ruben would be doing numismatics a great service if he cooperated. He has benefited from being in the numismatic business.

I hope you can persuade him. If either he or his attorney wishes to talk to me I will gladly try to be of further help.

Thank you again Aubrey for being cooperative in this important matter.

Sincerely,



Eric P. Newman

jah

RARE COINS, CURRENCY,
BOOKS & ACCESSORIES

IMPORTERS & EXPORTERS
WHOLESALE & RETAIL



Bebee's, inc.

4514 NORTH 30TH STREET
OMAHA, NEBRASKA 68111
AREA CODE 402-451-4766

March 21, 1980

Mr. Eric Newman
P.O. Box 14020
St. Louis, Mo. 63178

Dear Eric:

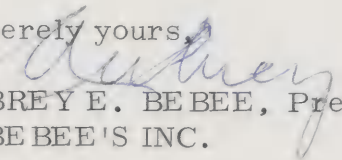
Recently I had an opportunity to talk to Mr. Tom Ruben of Western Rare Coins concerning the matter of the counterfeit pieces that you mentioned.

Mr. Ruben informed me that he had already had his attorney take a deposition to secure information as to the source of the counterfeit pieces, but it seems that nothing came of it.

Mr. Ruben tells me that the trial is now scheduled for late August. He also believes that Mr. David Bowers has all the information that you will need concerning those fake pieces. I trust that you will be able to get the desired information from Mr. Bowers.

With kindest personal regards, I am

Sincerely yours,


AUBREY E. BEBEE, President
BEBEE'S INC.

AEB:GM

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis, Missouri 63105

March 24, 1980

Mr. Aubrey E. Bebee, President
Bebbee's, Inc.
4514 North 30th St.
Omaha, NB 68111

Dear Aubrey:

Thank you for following up on the Tom Ruben matter. So far as I know no deposition has ever been taken. Would you be nice enough to telephone Mr. Ruben and ask him if Thomas J. Young is still his attorney.

Sincerely,

Eric P. Newman

jah

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis, Missouri 63105

March 24, 1980

Mr. Thomas J. Young
Attorney at Law
6910 Pacific Street, Suite 320
Omaha, Nebraska 68106

Re: Ferris v. Ruben

Dear Mr. Young:

I enclose herewith copies of my recent correspondence with Mr. Aubrey E. Bebee which is self-explanatory. If there is any deposition which has been taken I would appreciate knowing about it. Certainly no deposition has been taken of Mr. Ron Peters to whom Mr. Ferris negotiated the \$20,000 check. It ~~seems~~ to ~~me~~ this matter needs clarification.

I believe the ANA fund can be used to take the deposition of Mr. Peters, as well as Mr. Ferris. Would you advise ~~me~~ what, if any, depositions have been taken so I may reply to Mr. Bebee.

Sincerely yours,

Eric P. Newman

jah

Encl.

Law Office of
Thomas J. Young

6910 PACIFIC STREET, SUITE 320
OMAHA, NEBRASKA 68106
402/553-3535

March 26, 1980

Mr. Eric P. Newman
6450 Cecil Avenue
St. Louis, Missouri 63105

Re: Ferris v. Ruben

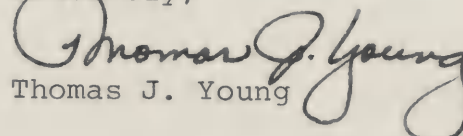
Dear Mr. Newman:

I am in receipt of your March 24, 1980, communication regarding the above-referenced matter and your enclosures contained therein. It seems that I was well advised to withdraw as Mr. Ruben's attorney in the above-referenced matter. The apparent statements that he made to Mr. Bebee indicates to me that Mr. Ruben's credibility is to be seriously questioned. As you are aware, I have indicated to you that no deposition had been taken nor would be taken until I could assure myself that reimbursement for the costs of same and my fees would be covered. Further, trial of the above-referenced matter has not been scheduled but a pre-trial conference has been scheduled for April 4, 1980.

As you are also aware, the Court allowed my withdrawal from this matter in January of 1980. On numerous occasions I have advised Mr. Ruben that he should obtain substitute counsel to represent him with regard to this matter. To date, no such counsel has made an appearance in this case. Mr. Ruben has failed to contact me at any time since the first of the year. Quite recently I filed suit against Mr. Ruben to obtain payment of my fee in the sum of \$500.00 for services rendered prior to my withdrawal. In the future I will have nothing to do with Mr. Ruben except to make concerted attempts to collect my fee.

I am sorry that I can be of no further help to you but I am not inclined to have any further contact with Mr. Ruben except as required. I want to take this opportunity to thank you for your assistance and support with regard to the above-referenced matter. You are an honorable man and such individuals are in short supply.

Sincerely,


Thomas J. Young

TJY/d1

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis, Missouri 63105

April 1, 1980

Mr. Aubrey Bebee, President
Bebbee's, Inc.
4514 North 30th St.
Omaha, NB 68111

Dear Aubrey:

As you will see from the enclosed letter from Thomas J. Young dated March 26, 1980, the Ferris-Ruben controversy which you were kind enough to inquire into is complex.

Would you please contact Mr. Ruben again and ask him to be more accurate. The A.N.A. could pay a new attorney to take the desired depositions if Ruben selects a new attorney or if Ruben can convince Young to represent him again.

The forged coins involved must not get out into anyone's hands again. The source of the forgeries must be ascertained if possible. This is a matter which needs your tact and skill. Would you make contact with Mr. Ruben again and tell him to help solve the problem instead of making it more difficult. Perhaps he will go to Central States in Lincoln. If Ruben is willing to talk to ~~me~~ or anyone else about the matter, let us know. He apparently feels he was duped, but even if he doesn't classify himself as an angel, we are interested only in the big picture.

This matter is of major importance to numismatics as you realize. Any further suggestions on your part would be helpful. You could talk to A.N.A. officials about it in Lincoln if you think that would help.

Thanks for your help.

Cordially,


Eric P. Newman

jah

Encl.

ERIC P. NEWMAN NUMISMATIC EDUCATION SOCIETY

6450 Cecil Avenue, St. Louis, Missouri 63105

February 17, 1981

Mr. Thomas J. Young
Attorney at Law
6910 Pacific Street, Suite 320
Omaha, Nebraska 68106

Re: Ferris v. Ruben

Dear Mr. Young:

Since your letter of March 26, 1980, I have virtually no information on the status of the matter. Would you be nice enough to tell me whether you ever collected your fee, whether any action has taken place in the litigation and whether the forged coins are still in the possession of the courts.

I will be most appreciative if you will let me hear from you.

Sincerely,

Eric P. Newman

jah

Law Office of
Thomas J. Young

6910 PACIFIC STREET, SUITE 320
OMAHA, NEBRASKA 68106
402/553-3535

March 5, 1981

Mr. Eric P. Newman
6450 Cecil Avenue
St. Louis, Missouri 63105

Re: Ferris v. Ruben

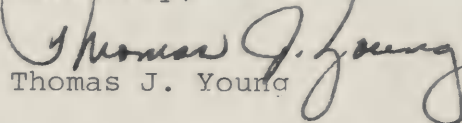
Dear Mr. Newman:

In response to your letter dated February 17, 1981, be advised that I did collect my fee from Mr. Ruben by suing him and garnishing his bank account. As for the pending litigation be advised that Mr. Ruben settled this matter with the Plaintiff in such a fashion as to allow his return of the coins to the Plaintiff.

It is also my understanding that Mr. Ruben sold his coin and stamp establishment at the Westroads and I am unaware as to his present whereabouts or business endeavors.

If I can be of any further assistance, feel free to contact me at your convenience.

Sincerely,


Thomas J. Young

TJY/km

Western Rare Coins & Stamps

110 OMAHA MALL - WESTROADS

OMAHA, NEBRASKA 68114

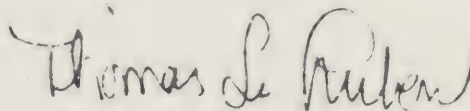
Gundersen, Abrahamson & Borchers
Attn: Elizabeth Stuht Borchers
3932 N. 90th Street.
Omaha, Nebraska 68134

Dear Miss Borchers:

As per our phone conversation please find a copy of my invoice and a copy of the check issued to Mr. Joe Ferris in our agreement to purchase from Mr. Ferris his coin collection. As per our agreement I have attempted to have the collection certified as to authenticity and at present there is reasonable doubt as to whether the coins that we agreed to buy are genuine. Mr. Ferris was advised that there was some question as to whether our deal would consummate and was advised that the items were at A.N.A.C.S. and that no determination as yet had been made. At the present time the only violation of our agreement has been on Mr. Ferris's part with his attempt to cash the balance check of \$20,000.00 without authentication as per our original agreement. Your help in this matter will be greatly appreciated.

It seems strange that Mr. Ferris doesn't even seem to know the correct description of the items that he agreed to sell me as per your letter 11/28/78. If there are any further questions please feel free to contact me by phone.

Sincerely Yours,



THOMAS L. RUBEN

WESTERN RARE COIN & STAMP

110 Omaha Mall, Westroads

393-1080

163 Midlands Mall, C. B. Iowa

328-9790

Omaha, Nebraska 68114

DATE

4/28/78

Goe Ferris
Ft. Winnebago Hotel
Valentine, Neb.

DETACH AND MAIL WITH YOUR CHECK.

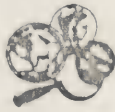
YOUR CANCELLED CHECK IS YOUR RECEIPT.

The following coins are received for
certification:

- 1 T.E. Stilling 1652 X.F
- 1 Rosa Americana 1722 FDC
- 1 Woods Hibernia 1723 1/4d D.G. Rev XF
- 1 Woods Hibernia 1723 Dei Gratia XF
- 1 Woods Silver Pattern 1723 FDC
- 1 Ban Cent 1785 XF
- 1 Washington 1783 Token Proof
- 1 Washington Bow Virginia 1792 Medal Fine

With ANACS papers we agree to pay at
close of \$21,000.00 for above listed
items with \$1,000.00 down and a balance
of \$20,000.00 due at that time.

Rec'd by
Thomas L. Rule



WESTERN RARE COINS & STAMPS
 WESTROADS SHOPPING CENTER
 110 OMAHA MALL
 OMAHA, NEB. 68114

3214

4/28/1978 ²⁷⁻⁶⁹₁₀₄₉

\$1,000.00

DOLLARS

PAY TO THE ORDER OF

Chatteris ad

APR 28 78

NORTH SIDE BANK

OMAHA, NEBRASKA 68104

NORTH SIDE BANK

OMAHA, NEBRASKA

Thomas L. Rie

⑈ 1049 000000 ⑈

89 000000000000

Joe Ferris
 A 15-44995

222 000053

TELLER 9

APR 28 1978
 NORTH SIDE BANK
 OMAHA, NEB. 68104

APR 29 1978

Gunderson, Abrahamson & Borchers

Steven E. Gunderson
Bruce H. Abrahamson
Elizabeth Stuht Borchers

3932 N. 90th Street
Omaha, NE 68134
402-572 6880

November 28, 1978.

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Thomas L. Reuben
Western Rare Coins and Stamps
Westroads Shopping Center
110 Omaha Mall
Omaha, Nebraska 68114

RE: Joe Ferris Claim

Dear Mr. Reuben:

Please be advised that we have been retained by the above individual to collect from you the amount of \$20,000.00 pursuant to the sale to you of the following described coins:

Washington Born Virginian
Rosamericana
1723 Farling Deg. Rex
1723 Farling D. G. Rex
Washington Proof
N. E. Schilling
1723 Farling in Silver
Bar Cent

We are also requesting the amount of \$1,000.00 for attorney's fees, interest and expenses in Mr. Ferris' unsuccessful efforts to reacquire his property or have you honor your check for \$20,000.00 of May 16, 1978.

In the event that we do not have in our office within ten (10) days of the above date the property described above, or a cashier's check for \$21,000.00, we will file suit in the District Court of Douglas County and you will be required to pay additional attorney's fees, interest and Court costs. Be further advised that the Douglas County Attorney's Office has been contacted and will be looking into the matter of possible criminal charges for conversion in the event that this matter cannot be handled amicably.

Thank you for your prompt attention and cooperation in this matter.

Very truly yours



Elizabeth Stuht Borchers
For the firm



AMERICAN NUMISMATIC ASSOCIATION

CERTIFICATION SERVICE

818 N. Cascade
Colorado Springs, Co. 80903

December 28, 1978

Mr. T. L. Ruben
c/o Robert Korver
Bowers & Ruddy Galleries
Los Angeles, CA

RE: EF-2245 New England Shilling, Lot 2-Bowers & Ruddy Auction-withdrawn.
EF-2246 Rosa Americana 1722 ½ pence (farthing size), Lot 8-Bowers
& Ruddy Auction-withdrawn.
EF-2247 Wood's 1723 Farthing Die Gratia, Lot 13-Bowers & Ruddy
Auction-withdrawn.
EF-2248 Wood's 1723 Farthing D. G., Lot 14-Bowers & Ruddy Auction-
withdrawn.
EF-2249 Wood's 1723 Farthing in Silver, Lot 16- Bowers & Ruddy Auction-
withdrawn.
EF-2250 Bar Cent, Lot 62- Bowers & Ruddy Auction-withdrawn.
EF-2252 Washington Born Virginia, Lot 78-Bowers & Ruddy Auction-
withdrawn.

The Certification Service and our consultants that are specialists in United States Colonial Coinages have examined the above coins. It is the opinion of the staff and consultants that these coins would not be certified as original items. EF-2251, Washington and Independence restrike is not included in this report.

Sincerely,

John Hunter
ANA Certification Service

JH/mt

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

JOE FERRIS,

Plaintiff,

vs.

THOMAS L. RUBEN, d/b/a
WESTERN RARE COINS & STAMPS,

Defendant.

DOC. _____ NO. _____

TEMPORARY ORDER IN REPLEVIN
AND
NOTICE OF HEARING

You, and each of you, are hereby ordered by the Court to hold the following described property, to-wit:

1 N.E. Shilling 1652 X. F
1 Rosa Americana 1722 FDC
1 Woods Hibernia 1723 1/4 d D. G. Rex XF
1 Woods Hibernia 1723 Dei Gratia XF
1 Woods Silver Pattern 1723 FAC
1 Bar Cent 1785 XF
1 Washington 1783 Token Proof
1 Washington Born Virginia 1792 Medal Fir

in your possession, unimpaired and unencumbered, and in all respects in the same state and condition as at the time you received this Order until further Order of the Court.

You are further advised that if you fail to comply with this Temporary Order, you shall be subject to the full contempt powers of this Court.

You are further notified that a hearing will be had on the Plaintiff's Request For Delivery of the property described in the above and foregoing Order in Courtroom No. 11, Douglas County Courthouse, 17th & Farnam Streets, Omaha, Nebraska, on the 23 day of January, 1979, at 11:30 A.M., at which time the Court will determine the Plaintiff's right to possession to the described property pending a final determination on the merits of the case. At said hearing you shall be required to show cause why the possession of the described property should not be delivered to the Plaintiff.

DATED this 15 day of JAN, 1979.

BY THE COURT:

1-30-79
1300

District Court Judge

SIGNED COPY

FILED
IN DISTRICT COURT
DOUGLAS COUNTY, NEBRASKA
JAN 15 1979
Andy Jones
CLERK

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

JOE FERRIS,)
)
Plaintiff,)
)
vs.)
)
THOMAS L. RUBEN, d/b/a)
WESTERN RARE COINS & STAMPS,)
)
Defendant.)

DOC. 152 NO. 67

AFFIDAVIT AND REQUEST FOR DELIVERY

STATE OF NEBRASKA)
) SS.
COUNTY OF CHERRY)

COMES NOW the Plaintiff, Joe Ferris, and after being first duly sworn on oath, states:

1. Plaintiff is the owner of the following described coin replicas:

- 1 N.E. Shilling 1652 X. F
- 1 Rosa Americana 1722 FDC
- 1 Woods Hibernia 1723 1/4 d D. G. Rex XF
- 1 Woods Hibernia 1723 Dei Gratia XF
- 1 Woods Silver Pattern 1723 FAC
- 1 Bar Cent 1785 XF
- 1 Washington 1783 Token Proof
- 1 Washington Born Virginia 1792 Medal Fir

2. Plaintiff sold said property to Defendant on or about April 28, 1978, for \$21,000.00, terms: \$1,000.00 down and \$20,000.00 upon authentication, which would take from two to three weeks, according to Defendant's representation. Defendant at that time issued Plaintiff a postdated check for \$20,000.00, on which he has stopped payment.

3. Defendant has refused to honor his check for \$20,000.00 or to return said property to Plaintiff after numerous oral and written demands, and the Defendant is wrongfully detaining said property from Plaintiff who is entitled to immediate possession of same.

4. Said property was not taken in execution on any order or judgment against Plaintiff, or for the payment of any fine, tax or amercement assessed against him or by virtue of an order of delivery issued under Chapter 25 of the Revised Statutes of

Nebraska, Reissue of 1975, or any other mesne or final process issued against him.

WHEREFORE, Plaintiff prays the Court to order Defendant to deliver said property to Plaintiff, forthwith.

Joe Ferris
JOE FERRIS

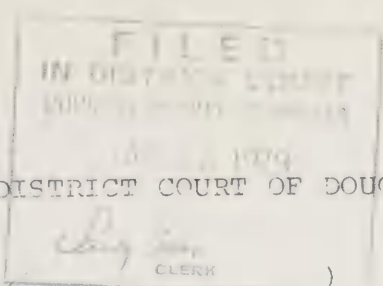
NOW ON THIS 11th day of January, 1979, before me, a Notary Public in and for said county, personally came JOE FERRIS, to me personally known to be the identical person whose name is affixed to the above instrument as Plaintiff herein, and acknowledged the execution of the same to be his voluntary act and deed for the purpose therein expressed.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal at Valentine, Nebraska, on the day last above written.

ROBERT D. COUPLAND
GENERAL NOTARY
Box 150 Valentine
State of Nebraska Com. Expires 5/30/82 Notary Public

Robert D. Coupland

1/15/1979



IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

JOE FERRIS,

Plaintiff,

vs.

THOMAS L. RUBEN, d/b/a
WESTERN RARE COINS & STAMPS,

Defendant.

DOC. 752

NO. 69

PETITION FOR REPLEVIN

COMES NOW the Plaintiff, JOE FERRIS, and for cause of action against the Defendant states:

I.

That Plaintiff is an individual residing in Valentine, Cherry County, Nebraska; and Defendant is an individual residing in Douglas County, Nebraska doing business in said County as WESTERN RARE COINS & STAMPS, 110 OMAHA MALL, WEST-ROADS, OMAHA, NEBRASKA.

II.

That on or about April 28, 1978, Defendant and Plaintiff entered into an oral agreement wherein Defendant agreed to buy and Plaintiff agreed to sell certain Colonial Coin Replicas upon the following terms: The total purchase price was agreed to be Twenty-One Thousand Dollars (\$21,000.00), One Thousand Dollars (\$1,000.00) of which was to be paid as a non-refundable earnest money deposit upon Defendant's receipt of the coins; and the balance was to be paid on or before May 16, 1978, upon certification of the Replicas by A.N.A.C.S. Upon receipt of the Replicas, it was agreed that Defendant would make all reasonable efforts to have the coins certified by A.N.A.C.S. within a reasonable period of time, and upon failure to do so, would return the Replicas to Plaintiff in no worse condition than that in which they were received. The following is a list of the Colonial Coin Replicas covered by the above agreement:

- 1 N.E. Shilling 1652 X. F
- 1 Rosa Americana 1722 FDC
- 1 Woods Hibernia 1723 1/4 d D. G. Rex XF
- 1 Woods Hibernia 1723 Dei Gratia XF

1 Woods Silver Pattern 1723 FAC
1 Bar Cent 1785 XF
1 Washington 1783 Token Proof
1 Washington Born Virginia 1792 Medal Fir

III.

That delivery of the above described Colonial Coin Replicas was made to Defendant on or about April 28, 1978, at which time Defendant provided Plaintiff with the following: (1) A check for \$1,000.00, a copy of which is attached hereto and marked Exhibit "A", which is hereby incorporated into the Petition as if set out in full herein; (2) A check for \$20,000.00, postdated to May 16, 1978, a copy of which is attached hereto and marked Exhibit "B", which is hereby incorporated into the Petition as if set out in full herein; (3) A receipt, a copy of which is attached hereto and marked Exhibit "C", which is hereby incorporated into the Petition as if set out in full herein.

IV.

That Defendant has breached the above described oral agreement in the following respects:

A. Defendant failed to make all reasonable efforts to have the coins certified by A.N.A.C.S. within a reasonable time after receiving possession of same.

B. Notwithstanding numerous demands by Plaintiff, Defendant refuses to honor his check to Plaintiff (see Exhibit "B"), to return the Colonial Coin Replicas described herein.

V.

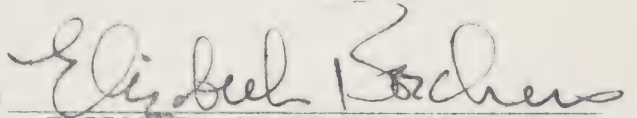
As a direct and proximate result of Defendant's failure to perform the terms of the within described agreement, Plaintiff has been forced to expend money for numerous long distance telephone calls, transportation to and from Omaha (from Plaintiff's home in Valentine), attorney fees and Court costs in an effort to enforce the terms of said agreement.

WHEREFORE, Plaintiff requests the delivery of said property and prays for an Order For Delivery In Replevin forthwith pursuant to Neb. Rev. Stat. §25-1093, et. seq.

FURTHER, Plaintiff prays for a judgment against the Defendant, specific performance of the agreement set forth above, possession of the above described Replica Coins or judgment in the amount of \$20,000.00 plus interest from May 16, 1978, and costs incurred herein.

JOE FERRIS, Plaintiff,


BY:



ELIZABETH STUHT BORCHERS

OF: GUNDERSON, ABRAHAMSON & BORCHERS
3932 North 90th Street
Omaha, Nebraska 68134
Telephone: (402) 572-6880

Attorney for Plaintiff

		 WESTERN RARE COINS & STAMPS WESTROADS SHOPPING CENTER 110 OMAHA MALL OMAHA, NEB. 68114		3214
		4/28/1978 ²⁷⁻⁶⁹ 1049 \$1,000.00		
TOTAL DISCOUNT AMOUNT OF CHECK		DAY TO THE ORDER OF <i>Thomas L. Rie</i> APR 29 1978 NORTH SIDE BANK OMAHA, NEBRASKA 68102		DOLLARS
		MICR LINE: ⑆1⑆049⑆0064⑆5⑆8464⑆9⑆		89⑆0000⑆000000⑆

223
 000053
 TELLER 9
 APR 28 1978
 NORTH SIDE BANK
 OMAHA, NEB. 68102

for memo
 A 15-44995

BY ENDORSEMENT THIS CHECK WHEN PAID IS ACCEPTED
IN FULL PAYMENT OF THE FOLLOWING ACCOUNT

TOTAL	
DISCOUNT	
AMOUNT OF CHECK	



WESTERN RARE COINS & STAMPS
WESTROADS SHOPPING CENTER
110 OMAHA MALL
OMAHA, NEB. 68114

3213

5/16/

1978 27-68
1049

PAY
TO THE
ORDER OF

Joe Ferris
Twenty thousand and

1000

\$20,000.00

DOLLAR

Thomas L. Ferris

NORTH SIDE BANK

OMAHA, NEBRASKA 68111

⑆1049⑉0069⑆

35⑉38464 9⑈

FOR COLLECTION ONLY
PAY TO THE ORDER OF
ANY BANK
EMERYVILLE OFFICE
WELLS FARGO BANK
EMERYVILLE, CALIF. 94567

Joe Ferris
Tom Ferris

WESTERN RARE COIN & STAMP

110 Omaha Mall, Westroads

383-1080

163 Midlands Mall, C.B. Iowa

328-9790

Omaha, Nebraska 68114

DATE

4/28/78

Joe Ferris
P.C. Industrial Hotel
Valentine, Neb.

DETACH AND MAIL WITH YOUR CHECK.

YOUR CANCELLED CHECK IS YOUR RECEIPT.

The following coins are received for
certification:

- 1 M.E. Skilling 1652 X.F
- 1 Rosa Americana 1722 FDC
- 1 Woods Hibernia 1723 1/4d D.G. Ret XF
- 1 Woods Hibernia 1723 Dei Gratia XF
- 1 Woods Silver Pattern 1723 FDC
- 1 Ban Cent 1785 XF
- 1 Washington 1783 Token Proof
- 1 Washington Bow Virginia 1792 Medal Fine

With ANACS. papers we agree to pay a
total of \$21,000.00 for above listed
items with \$1,000.00 down and a balance
of \$20,000.00 due at that time.

Rec'd by
Thomas L. Ruhl

LITIGATION INVOLVING THE COINS

A petition for replevin was filed on January 15, 1979 in the District Court of Douglas County, Nebraska by Joe Ferris against Thomas L. Ruben doing business as Western Rare Coins & Stamps.

The suit alleges that Ferris on or about April 28, 1978 entered into an agreement with Ruben for Ferris to sell Ruben for \$21,000 eight coin replicas; that a \$1,000 non refundable earnest money deposit was payable on the receipt of the coins with the balance of \$20,000 payable on or before May 16, 1978 upon certification of the Replicas by the American Numismatic Association Certification Service (ANACS); and that Ruben would submit the coins to ANACS for certification within a reasonable time.

The coins listed were described as:

- 1 N.E. Shilling 1652 X. F.
- 1 Rosa Americana 1722 FDC
- 1 Woods Hibernia 1723 1/4 d D. G. Rex XF
- 1 Woods Hibernia 1723 Dei Gratia XF
- 1 Woods Silver Pattern 1723 FDC
- 1 Bar Cent 1785 XF
- 1 Washington 1783 Token Proof
- 1 Washington Born Virginia 1792 Medal Fine

Attached to the petition is a copy of the \$1,000 check. a copy of a \$20,000 check postdated to May 16, 1978 and a receipt which reads as follows:

WESTERN RARE COIN & STAMP

110 Omaha Mall, Westroads 383-1080
163 Midlands Mall, C.B. Iowa 328-9790
Omaha, Nebraska 68114

DATE 4/28/78

Joe Ferris
Ft. Niobrara Hotel
Valentine, Nebr.

The following coins are received for certification:

- 1 N.E. Shilling 1652 X.F
- 1 Rosa Americana 1722 FDC
- 1 Woods Hibernia 1723 1/4d DG Dei XF
- 1 Woods Hibernia 1723 Dei Gratia XF
- 1 Woods Silver Pattern 1723 FDC
- 1 Bar Cent 1785 XF
- 1 Washington 1783 Token Proof
- 1 Washington Born Virginia 1792 Medal Fine

With ANACS papers we agree to pay at total of \$21,000.00 for above listed items with \$1,000.00 down and a balance of \$20,000.00 due at that time.

Rec'd by
Thomas L. Ruben

1/30/1979
IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

JOE FERRIS,)	DOC. 752 NO. 69
)	
Plaintiff,)	
)	
vs.)	
)	
THOMAS L. RUBEN, d/b/a)	<u>O R D E R</u>
WESTERN RARE COINS & STAMPS,)	
)	
Defendant.)	

THIS matter came on to be heard pursuant to the Plaintiff's Petition filed herein praying for an Order For Delivery in Replevin, the Affidavit filed in support thereof and the Court's Order dated January 15, 1979. Plaintiff appeared personally and by counsel, Elizabeth Borchers. Defendant appeared personally.

It appearing to the Court that the chattels enumerated in the Plaintiff's Petition and Affidavit had been delivered by the defendant into the custody of the Clerk of this Court, the Court ordered an examination of said chattels by the plaintiff and his counsel and the defendant. Both plaintiff and defendant represented to the Court in open Court that the chattels, except for minor differences in description, enumerated in the Petition were contained in the envelope which was marked by the court reporter as Exhibit 1 and received in evidence for the purpose of this hearing.

The Court finds that it appears to be the best interests of both parties that the chattels remain in the custody of the court reporter of this Court as Exhibit 1 until trial of this cause.

IT IS, THEREFORE, CONSIDERED, ADJUDGED AND ORDERED, That the Court reporter of this Court, Allan Kuhlman, take the chattels enumerated in the Plaintiff's Petition, except for minor variations in description disclosed by the record, and place the same, together with the envelopes in which they were contained, in

a sealed envelope properly identified and marked as Exhibit 1 and place the same in the vault provided for this Court and that the same be there contained until the Court orders their presence in the courtroom for further proceedings thereon.

Dated this 30TH day of January, 1979.

BY THE COURT:


JUDGE

received
4-26-79

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA

JOE FERRIS,)	DOC. 752	NO. 69
)		
Plaintiff,)		
)		
vs.)	<u>AMENDED PETITION</u>	
)		
THOMAS L. RUBEN, d/b/a)		
WESTERN RARE COINS & STAMPS,)		
)		
Defendant.)		

COMES NOW the Plaintiff, JOE FERRIS, and for cause of action against the Defendant states:

I.

The Plaintiff is an individual residing in Valentine, Cherry County, Nebraska. Defendant is an individual residing in Douglas County, Nebraska doing business in said county as WESTERN RARE COINS & STAMPS, 110 OMAHA MALL, WESTROADS, OMAHA, NEBRASKA.

II.

That on or about the 28th day of April, 1978, the Defendant entered into an agreement to purchase the following described Colonial Coin Replicas:

- 1 N.E. Shilling 1652 X. F
- 1 Rosa Americana 1722 FDC
- 1 Woods Hibernia 1723 1/4 d D. G. Rex XF
- 1 Woods Hibernia 1723 Dei Gratia XF
- 1 Woods Silver Pattern 1723 FAC
- 1 Bar Cent 1785 XF
- 1 Washington 1783 Token Proof
- 1 Washington Born Virginia 1792 Medal Fir

III.

Delivery of the above described personal property was made to Defendant on or about April 28, 1978, at which time Defendant provided Plaintiff with the following: (1) A check for \$1,000.00, a copy of which is attached hereto and marked Exhibit "A", which is hereby incorporated into the Petition as if set out in full herein; (2) A check for \$20,000.00, postdated to May 16, 1978, a copy of which is attached hereto and marked Exhibit "B", which is hereby incorporated into the Petition as if set out in full herein; (3) A receipt, a copy of which is attached hereto and marked Exhibit "C", which is hereby incorporated into the Petition as if set out in full herein.

IV.

It was the express understanding of the parties that said agreement to purchase was contingent only upon the receipt of A.N.A.C.S. authentication within a reasonable time, and that in the event such authentication was not forthcoming, said replicas would be promptly returned to Plaintiff upon demand.

V.

Plaintiff in good faith and relying on said representations, delivered said coins to Defendant, and after a reasonable time demanded that Defendant either return said coins or pay the balance due under the purchase agreement of \$20,000.00.

VI.

Defendant has defaulted in the performance of the purchase agreement by not either paying the balance of the agreed upon price or returning the above described personal property and unlawfully detains same.

VII.

Plaintiff has on numerous occasions demanded the return of said coins by Defendant, all to no avail, and has expended monies in long distance telephone toll charges, transportation to and from Omaha from Plaintiff's home in Valentine, and attorney's fees in attempts to recover said property.

WHEREFORE, Plaintiff prays for a judgment against the Defendant for possession of the above described replica coins, and such other relief as may be deemed just and equitable by this Court.

JOE FERRIS, Plaintiff,

BY: 


ELIZABETH STUNT BORCHERS


OF: GUNDERSON, ABRAHAMSON & BORCHERS
3932 North 90th Street
Omaha, Nebraska 68134
Telephone: (402) 572-6880

Attorney for Plaintiff.

CERTIFICATE OF MAILING

The undersigned hereby certifies that a copy of the foregoing Amended Petition was mailed to Defendant's Attorney, Thomas J. Young, 203 Boston Mall, Westroads, Omaha, Nebraska 68114, by United States Mail, first-class, postage prepaid, this 23rd day of April, 1979.


Elizabeth Stunt Borchers

 WESTERN RARE COINS & STAMPS WESTROADS SHOPPING CENTER 110 OMAHA MALL OMAHA, NEB. 68114		3214
TOTAL DISCOUNT AMOUNT OF CHECK	DAY TO THE ORDER OF <i>John J. Ferris</i> <i>One thousand and no/100</i>	4/28/78 ²⁷⁻⁸⁹ / ₁₀₄₉ <i>\$1,000.00</i> DOLLARS
NORTH SIDE BANK OMAHA, NEBRASKA 68102		<i>James L. Rie</i>
APR 29 1978		89.0000.000000

222-800053
TELLER 9.
 APR 28 1978
 NORTH SIDE BANK
 OMAHA, NEB.

John J. Ferris
 A 15-44995

321:



WESTERN RARE COINS & STAMPS

ROADS SHOPPING CENTER

ОМАНА, НЕВ. 68114

5/16/

1978 27-69
1049

827,000.00

DOLLARS

PAY
TO THE
ORDER OF

Joe Ferris

Twenty thousand and

1000

NORTH SIDE BANK

OMAHA, NEBRASKA 68111

Thomas L. Cobb

01:1049-00691:

35-38434 911

FOR COLLECTION ONLY
PAY TO THE ORDER OF
ANY BANK
WELLS FARGO OFFICE
EMERYVILLE, CALIF. 90687
ALL PRIOR ENDORSEMENTS GUARANTEED
90687

De Witt
D. M. L.

WESTERN RARE COIN & STAMP

110 Omaha Mall, Westroads

383-1080

163 Midlands Mall, C.B. Iowa

328-8790

Omaha, Nebraska 68114

DATE

4/28/78

Joe Ferris
 P.E. Motorist Hotel
 Valentine, Neb.

DETACH AND MAIL WITH YOUR CHECK

YOUR CANCELLED CHECK IS YOUR RECEIPT.

The following items are received for
 certification:

- 1 P.E. Shilling 1652 X.F
- 1 Rosa Americana 1722 FDC
- 1 Words Americana 1723 1/4 d. U.G. Box XF
- 1 Words Americana 1723 1/2 d. Gratin XF
- 1 Words Americana 1723 FDC
- 1 Bar Cent 1785 XF
- 1 Washington 1783 Token Proof
- 1 Washington Bow Virginia 1792 Metal Fine

With A.N.A.C.S. papers we agree to pay a
 total of \$21,000.00 for above listed
 items with \$1,000.00 down and a balance
 of \$20,000.00 due at that time.

Respectfully,
 Thomas L. Ruhl

2/6/79

Bob Korner

Charles Miller atty

16 W. 5th St

Atlantic Iowa 50022

712-243-2488

att^{Thomas L.} for Ruben in Iowa

Western Rare Coins + Stamp
Jerry Grossman, atty in Omaha

Clerk of Dist Ct.

Rudy J. Thesar

Douglas County

18th + Farnham

Omaha, Neb

Docket 752 Ab 69

Joe Ferris ptf

vs

Thomas L. Ruben

Fans atty is Elizabeth Borchers
Gunderson, Abrahamson + Borchers

3932 N. 90th St

Omaha, Neb 68134

402-572-6880

Talked to Miller
confirmed that sub was filed a week
or so ago.

12/10/79

I called and
talked to Young

He offered to settle for \$500 and
Ferris apparently wants to pay only \$350
Ruben doesn't want to
proceed with case

No cooperation from
Ruben with
his atty

Atty is going to get his fee however.

2/27/80 I called Young

Young resigned

No settlement yet

No fee paid to Young

Young will sue Ruben

I told Young of ANA
deposition sum

2/27/80 Re: Farns vs Ruben

George Hatthe called + started out by saying he supposed I was too late. I told him he neglected it. He said there was no meeting of board until Albuquerque except by phone + this wasn't considered critical.

He wanted to check with Dusterberg but said I should take charge of it. ~~He~~ I suggested intervening to get the coins back, but he didn't like that. He said it would be limited to deposition of plaintiff. He wanted to be sure I didn't mention the \$1000 limit so we wouldn't have to spend that much. I told him that I was very disappointed at the board's action but would do the best I could to help + remain neutral. I said I'd try to get Ruben to get his atty back.

2/28/80

Called Maryo she said I should call ^{Anthony} Beebe. He would help.
office 402-451-4766
res - 558-0277
346-1891
L. Beebe n.

3/14/80 Spoke to Beebe & he said he would talk to Ruben.

Thomas L. Ruben

402 393 1080

Western Bare Coins + Stamps

Atty

Lincoln, Neb.
Hilton

475-4011
Room 203

Charles Miller, Iowa

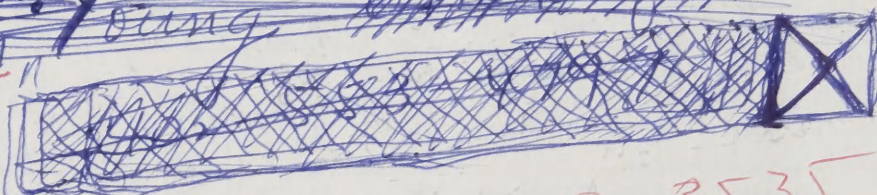
Thomas Young 402-393-7373

~~203 Boston Hall~~ Omaha Neb
~~Westroads Shopping Center~~ 68114

Replevin
Sp perf, Damages.

~~William H. Young~~

6910 Pacific St
Suite 320
Omaha Neb 68106



402-553-3535

~~Matron Young~~ 402-346-5500

Ruben 402-393-1080